



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of:  
Andrew Silver

Serial No.: 10/642,841

Filed: August 18, 2003

For: SYSTEM AND METHOD FOR  
MANAGING RESTAURANT CUSTOMER  
DATA ELEMENTS

§ Docket No. 19018.00011  
§  
§ Group Art Unit: 3687  
§  
§ Examiner: Frenel, Vanel  
§  
§ Confirmation No.: 4077  
§  
§  
§

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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By:

*Andrew Silver*  
Andrew Silver

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF  
APPEALS/PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated February 4, 2009 finally rejecting claims 1-2, 4-15, and 17-20.

Enclosed herewith is a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (Form PTO/SB/31) and a check in the amount of \$270.00, and a Petition for Extension of Time under 37 CFR 1.136(a) (Form PTO/SB/22) and a check in the amount of \$555.00.

Respectfully submitted,

Andrew Silver

Dated: August 4, 2009  
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PTO/SB/31 (02-09)  
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# NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

19018.00011

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on \_\_\_\_\_

Signature \_\_\_\_\_

Typed or printed name Andrew Silver

In re Application of  
Andrew Silver

Application Number  
10/642,841

Filed  
August 18, 2003

For **SYSTEM AND METHOD FOR MANAGING**

Art Unit

3687

Examiner

Frenel, Vanel

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 540.00

- ☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 270.00
- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. \_\_\_\_\_
- ☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the

- ☒ applicant/inventor.
- ☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)
- ☐ attorney or agent of record.  
Registration number \_\_\_\_\_
- ☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

Andrew Silver  
Signature

Andrew Silver  
Typed or printed name

972.814.4490  
Telephone number

4 August 2009  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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